

STATE OF CALIFORNIA
CALIFORNIA ENERGY COMMISSION

Minutes of the August 13, 2008, California Energy Commission Business Meeting.

The meeting was called to order at 10:05 a.m. by Chairman Jackalyne Pfannenstiel. The Pledge of Allegiance was lead by Chairman Pfannenstiel.

Present: Jackalyne Pfannenstiel, Chairman
James D. Boyd, Vice Chair
Arthur H. Rosenfeld, Commissioner
Jeffrey D. Byron, Commissioner
Karen Douglas, Commissioner

1. CONSENT CALENDAR. (Items on the Consent Calendar will be taken up and voted on as a group. A Commissioner may request that an item be moved and discussed later in the meeting.)
 - a. U. S. DEPARTMENT OF ENERGY LAWRENCE BERKELEY NATIONAL LABORATORY. Possible approval of a time extension to March 31, 2010 and a change in recipient for PIER Grant PIR-04-004 from Livermore Site Office to Berkeley Site Office due to the transfer of the principal investigator from the Livermore site to the Berkeley Site. The project, *Structure of Salton Sea Geothermal Field from Passive Seismic Measurements*, is on budget and expected to finish within the extended time frame. There is no change in the Energy Commission share or match funding, and no change in the scope of work. Contact: Gail Wiggett.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval of the Consent Calendar. The vote was unanimous. (5-0)

2. DEPARTMENT OF ENERGY AWARD FOR THE WEST COAST REGIONAL CARBON SEQUESTRATION (WESTCARB) PARTNERSHIP, PHASE III. Possible acceptance of an award for \$65.6 million over ten years from the Department of Energy's (DOE) National Energy Technology Laboratory for the WESTCARB partnership to conduct a large volume, commercial scale, carbon dioxide capture and geologic storage test near Bakersfield, California. Proposed co-funding is \$5.27 million from the Energy Commission. (PIER funding.) Contact: Mike Gravely. (10 minutes)

Commissioner Rosenfeld moved and Commissioner Boyd seconded acceptance of the award. The vote was unanimous. (5-0)

3. CITY OF LOS ALTOS. Possible approval of the City of Los Altos' locally adopted energy standards for residential and nonresidential new construction requiring greater energy efficiency than the 2005 Building Energy Efficiency Standards, effective August 25, 2008. Contact: Devorah Eden. (10 minutes)

Commissioner Byron moved and Commissioner Rosenfeld seconded approval of the City of Los Altos energy standards. The vote was unanimous. (5-0)

4. MALBURG GENERATING STATION PROJECT (01-AFC-25C). Possible approval of Bicent (California) Malburg, LLC's amendment petition to increase hourly, daily, and annual emission limits for carbon monoxide (CO) and oxides of nitrogen (NOx) to reflect higher-than- expected emissions during cold startups of the combustion turbines. The level of increased emissions would not be significant and would require no additional mitigation measures. Contact: Steve Munro. (10 minutes)

Commissioner Byron moved and Commissioner Douglas seconded approval of the amendment petition. The vote was unanimous. (5-0)

5. WILLOW PASS GENERATING STATION (08-AFC-6). Contact: Michelle Woods. (10 minutes)
 - a. Possible approval of the Executive Director's data adequacy recommendation for Mirant Willow Pass, LLC's Application for Certification of the Willow Pass Generating Station, a nominal 550-megawatt (MW) natural gas electric generating facility proposed on a 26-acre site in the City of Pittsburg in Contra Costa County, California.

Commissioner Douglas moved and Commissioner Byron seconded approval of the Executive Director's recommendation that the AFC be found data inadequate at this time. The vote was unanimous. (5-0)

- b. Possible appointment of a siting committee for the Willow Pass Generating Station.

No action was taken on item 5b.

6. SES SOLAR TWO PROJECT (08-AFC-5). Contact: Christopher Meyer. (10 minutes)
 - a. Possible approval of the Executive Director's data adequacy recommendation for Stirling Energy Systems Solar Two, LLC's Application for Certification for the SES Solar Two Project, a nominal 750-megawatt facility approximately 14 miles west of El Centro in Imperial County, California.

Commissioner Byron moved and Commissioner Douglas seconded approval of the Executive Director's recommendation that the AFC be found data inadequate at this time. The vote was unanimous. (5-0)

- b. Possible appointment of a siting committee for the SES Solar Two project.

No action was taken on item 6b.

7. EL SEGUNDO POWER REDEVELOPMENT PROJECT TRANSFER OF OWNERSHIP. Possible approval a Petition to transfer the Project's assets, ownership, and operational control from El Segundo Power II, LLC to El Segundo Energy Center, LLC. Contact: Kevin W. Bell. (10 minutes)

Commissioner Byron moved and Commissioner Douglas seconded approval of the petition. The vote was unanimous. (5-0)

8. EAST ALTAMONT ENERGY CENTER (01-AFC-4C). Possible approval to extend the deadline for commencement of construction of the East Altamont Energy Center from August 19, 2008, to August 19, 2011. Contact: Donna Stone. (30 minutes)

Commissioner Boyd moved and Commissioner Byron moved and Commissioner Douglas seconded approval of extending the deadline for commencement of construction. The vote was unanimous. (5-0)

9. **Minutes**

- a. Approval of the July 30, 2008, Business Meeting Minutes.

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of the Minutes. The vote was 3-0-2. Chairman Pfannenstiel and Vice Chair Boyd abstained.

10. **Commission Committee Presentations/Discussion** – None

11. **Chief Counsel's Report** – None

12. **Executive Director's Report** – Executive Director Melissa Jones introduced Chris Marxen, newly appointed Legislative Director.

13. **Legislative Director's Report** – Legislative Director Chris Marxen gave the report.

14. **Public Adviser's Report** – Public Adviser Elena Miller gave the report.

15. **Public Comment** – None

There being no further business, the meeting was adjourned.

Appearances:

Mr. Chip Little, Mirant Corporation

Ms. Christine Henning, Stirling Energy Systems, Inc.

Mr. John McKinsey, Stoel Rives, LLP

Mr. Greg Wheatland, Ellison, Schneider and Harris, LLP

Mr. Jeffery Harris, Ellison, Schneider and Harris, LLP

Mr. Robert Sarvey, Intervener

Respectfully submitted,

HARRIET KALLEMEYN
Secretary to the Commission